

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
WACO DIVISION

UNITED STATES OF AMERICA §
§
vs. § NO: WA:17-CR-00286(1)-ADA
§
(1) CHARLES JORDAN §

**ORDER ACCEPTING AMENDED REPORT AND RECOMMENDATION
OF THE UNITED STATES MAGISTRATE JUDGE**

Before the court is the above styled and numbered cause. On April 29, 2024 the United States Probation Office filed a Petition For Warrant or Summons For Offender Under Supervision for Defendant (1) CHARLES JORDAN, which alleged that Jordan violated a condition of his supervised release and recommended that Jordan's supervised release be revoked (Clerk's Document No. 59). A warrant issued and Jordan was arrested. On June 17, 2024, Jordan appeared before a United States Magistrate Judge, was ordered detained, and a revocation of supervised release hearing was set.

Jordan appeared before the magistrate judge on July 16, 2024, waived his right to a preliminary hearing and to be present before the United States District Judge at the time of modification of sentence, and consented to allocution before the magistrate judge. Following the hearing, the magistrate judge signed his amended report and recommendation on July 25, 2024, which provides that having carefully considered all of the arguments and evidence presented by the Government and Defendant, based on the original offense and the intervening conduct of Jordan, the magistrate judge recommends

that this court revoke Jordan's supervised release and that Jordan be sentenced to **Time Served** with a term of **SIX (6) months** of supervised release to follow with the following conditions imposed: the defendant shall reside in a halfway house and remain in custody until a bed is available; the defendant is to have no contact with Desiree King or her family; the defendant shall undergo a mental health evaluation; and the defendant will comply with the recommended treatment and medication regimen. All previous conditions shall remain in effect (Clerk's Document No. 76).

A party may serve and file specific, written objections to the proposed findings and recommendations of a magistrate judge within fourteen days after being served with a copy of the report and recommendation, and thereby secure a *de novo* review by the district court. *See* 28 U.S.C. § 636(b); Fed. R. Civ. P. 72(b). A party's failure to timely file written objections to the proposed findings, conclusions, and recommendation in a report and recommendation bars that party, except upon grounds of plain error, from attacking on appeal the unobjected-to proposed factual findings and legal conclusions accepted by the district court. *Douglass v. United Services Auto Ass'n*, 79 F.3d 1415 (5th Cir. 1996) (*en bane*). The parties in this cause were properly notified of the consequences of a failure to file objections.

On July 16, 2024, following the hearing on the motion to revoke supervised release, all parties signed a Waiver Of Fourteen Day Rule For Filing Objections To Report and Recommendation Of United States Magistrate Judge (Clerk's Document No.

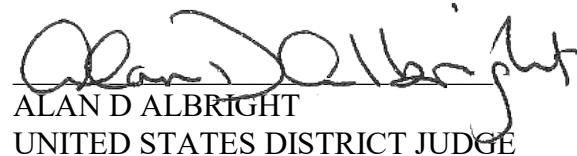
71). The court, having reviewed the entire record and finding no plain error, accepts and adopts the report and recommendation filed in this cause.

IT IS THEREFORE ORDERED that the Amended Report and Recommendation of the United States Magistrate Judge filed in this cause (Clerk's Document No. 76) is hereby ACCEPTED AND ADOPTED by this court.

IT IS FURTHER ORDERED that Defendant (1) CHARLES JORDAN's term of supervised release is hereby REVOKED.

IT IS FURTHER ORDERED that Defendant (1) CHARLES JORDAN be sentenced to **Time Served** with a term of **SIX (6) months** of supervised release to follow with the following conditions imposed: the defendant shall reside in a halfway house and remain in custody until a bed is available; the defendant is to have no contact with Desiree King or her family; the defendant shall undergo a mental health evaluation; and the defendant will comply with the recommended treatment and medication regimen. All prior conditions of supervised release are reimposed.

Signed this 6th day of August, 2024.



ALAN D ALBRIGHT
UNITED STATES DISTRICT JUDGE